

DECLARATORY  
Improvement Res. No. 1048-1961

For the Opening of the north twenty-five  
(25) feet of Packard Avenue from the  
west property line of Brooklyn Avenue  
to the west property line extended of  
Laredo Avenue.

Resolution Adopted:

April 4, 1961

Confirmed:

ALL ACTION RESCINDED  
MAY 4 - 1961

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

E. O. 203-'59

DECLARATORY RESOLUTION NO. 1048-1961

For the Opening of the north twenty-five (25) feet of Packard Avenue from the west property line of Brooklyn Avenue to the west property line extended of Laredo Avenue.

PLANS ORDERED:

June 8, 1959

ADOPTED:

April 4, 1961

ADVERTISE NOTICE TO PROPERTY OWNERS: April 7 & 14, 1961

HEARING ON CONFIRMATION: Thurs., May 4, 1961, <sup>3</sup> 3:30 p.m. ~~10:30~~.

CONFIRMED:

ALL ACTION RESCINDED

ASSESSMENT ROLL ORDERED:

MAY 4 - 1961

ASSESSMENT ROLL APPROVED:

HEARING ON CONFIRMATION  
OF ASSESSMENT ROLL:

NOTICE SERVED:

OPENING DENIED, DAMAGES EXCEED BENEFITS.

ASSESSMENT ROLL CONFIRMED:

For the ~~Vacation~~ Opening ~~Condemnation of right of way for utility purposes~~ of the north twenty-five (25) feet of Packard Avenue from the west property line of Brooklyn Avenue to the west property line extended of Laredo Avenue.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to open the north twenty-five (25) feet of Packard Avenue across the south 25 feet of the east 1465 feet of Parcel No. 5, Hohnhausen's Sub., according to the survey recorded in Plat Book No. 14, Page 29 at the Recorder's Office, Allen County, Indiana.

All as shown by a plan of such proposed ~~Vacation~~ Opening ~~Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana The opening of said street as above described is to be made by condemning and appropriating for street purposes the property described above.

The cost of said ~~Vacation~~ Opening ~~Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such ~~Vacation~~ Opening ~~Condemnation of right of way for utility purposes~~ is described as follows: Parcel No. 5, Hohnhausen's Sub.; Lots 21 thru 25, Lots 35 thru 39, Lots 49 thru 53, Lots 63 thru 67 and Lots 77, 78 & 81, all in Sunnyside Gardens Addition; and Lots 1, 2, 3 & 4, Tomkinsons 2nd Addition. All additions inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

~~The vacation of the above described shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.~~

All Streets, lots and lands affected by the above described opening are situated in the northwest quarter of Section Fifteen, Township 30 North, Range 12 East and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS

4

DAY OF

April

1961

Attest:

Secretary Board of Public Works.

Board of Public Works.







WEST VIEW

42

: . . .

1048

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WEST VIEW

1048





NORTH VIEW

10447-100

10447-100

1048



NORTH VIEW

1048

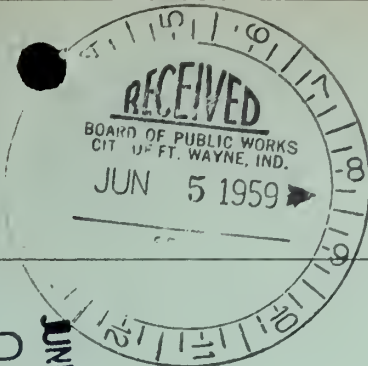


NORTH VIEW



1048

# PETITION



Fort Wayne, Ind.,

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

NOTED

JUNE

JUN 5 1959

00.203-59

\_\_\_\_\_ the undersigned, owners of real estate on \_\_\_\_\_, from \_\_\_\_\_

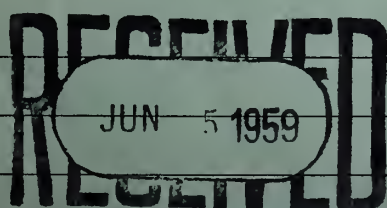
\_\_\_\_\_ to \_\_\_\_\_  
 respectfully petition for the passage of a resolution providing for the opening of the north one-half of Packard Avenue from the west propertyline of Brooklyn Avenue to its western terminus. Said opening is to be made by condemning and appropriating for street purposes the south 25 feet of Lot No. 5, Hohnhausen's Sub.

NAME

ADDRESS

Petitioner

Arnold E. Herbst	2115 W. Packard	Petitioner
Mabel J. Herbst	2115 W. Packard	
Charles J. Weswall	2105 W. Packard	
Martha E. Westfall	2105 W. Packard	
Henry & Dorothy Watter	3402 Olin Ave	
Calvin Listeburger	2237 Packard	
R. J. Shady	3307 Laredo	
Mrs R. J. Shady	" "	
Bernard E. Shady	3325 "	
Mrs Curtis Spurgeon	2249 W Packard	
Earl E. Schuler	3305 Illamna Ave	
Mrs Earl Schuler	3305 Illamna Ave	
John M. Kruse	3313 Illamna Ave	
Jayne A. Kruse	3313 Illamna Ave	



## of a Resolution for

to

Filed with the Board of Public Works

# NOTICE OF IMPROVEMENT

## OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, April 14, 1961

1048

To.....

.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did  
pass **Declaratory** Improvement/Resolution No. **1048-1961**  
providing for the **Opening of the north twenty-five (25) feet of Packard Avenue from the**  
**west property line of Brooklyn Avenue to the west property line extended of Laredo Ave.**

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

The Board has fixed **Thursday, May 4, 1961 at 3:30 p.m.**  
a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS



# City of Fort Wayne



OFFICE OF  
CITY PLAN COMMISSION

FORT WAYNE 2, INDIANA

July 9, 1959

Mr. Donald E. Bodeker, Office Engineer  
City Engineer's Office  
425 South Calhoun Street  
Fort Wayne, Indiana

Dear Mr. Bodeker:

We have reviewed the proposed opening of the north 25 feet of Packard Avenue between Brooklyn Avenue and the Wabash Railroad in accordance with your letter of June 26, 1959 pertaining to Board Order No. 203-59.

It would be our recommendation that the above named street be opened to a width of 50 feet for the following reasons:

1. At the present time, there are 7 houses on the south side fronting onto Packard Avenue with Packard Avenue as their means of access to the front of their house and garage.
2. It has been the standard practice for all streets in the City of Fort Wayne to be at least 50 feet in right-of-way.
3. At the present time, the property north of Packard Avenue is zoned as an "M3" District, and as such, when developed for an industrial use, would require at least a 50 foot street in order to have ample width to handle industrial traffic.
4. The intersection of Packard Avenue with Brooklyn is such that only one car at a time can exit or enter from Packard onto Brooklyn. This can cause serious traffic conflicts unless widened to permit at least two cars through the intersection at the same time.

As a result of the above reasons, it would be our recommendation that Packard Avenue be opened.

Sincerely,

1048

CITY PLAN COMMISSION

*William J. Jones*  
William J. Jones

WJJ/pam



March 30, 1961

BOARD OF PUBLIC WORKS

Subject: Board Order No. 203-1959

2  
NOTED

☐ P.F.R.

☒ J.D.L.

☒ B.W.

Date 4/4/61

Declaratory Resolution, drawing and property ownership list completed and attached for opening the north twenty-five (25) feet of Packard Avenue.

The board order requested this street be opened to its western terminus, but the existing railroad right of way and a high embankment made this impossible. The resolution was therefore prepared to stop at the Laredo Avenue intersection. Five pictures are attached which illustrate this situation.

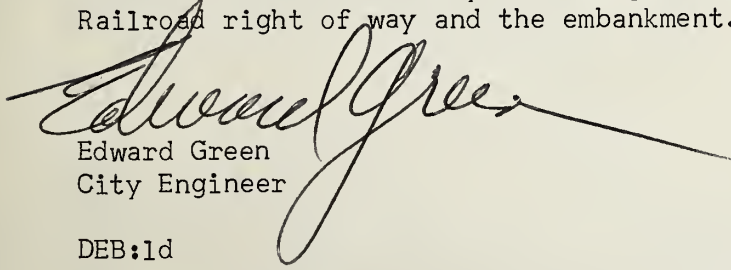
The owner of Parcel No. 5, Hohnhausen's Sub., is not damaged by this proposal, in my opinion, for the following reasons:

The property in question is zoned as an M-3 District. Whether it is eventually developed for industrial or residential use, the owner would be required to dedicate this 25 feet for street purposes.

The owner is paying taxes on this land needlessly since it will be a street someday.

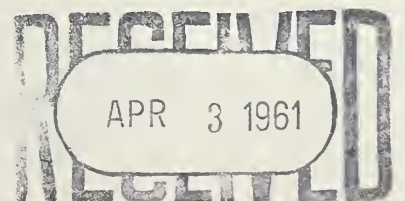
We are presently working on a resolution for sidewalk on Brooklyn Avenue which affects this property. The opening would save the owner of Parcel No. 5 the cost of constructing sidewalk over this 25 feet.

It is therefore my recommendation that Packard Avenue be opened, if possible. There are many reasons why this project has been delayed, but it was mainly because we had difficulty resolving the western termination point due to the Railroad right of way and the embankment.

  
Edward Green  
City Engineer

DEB:ld

cc: Mayor Burns





of said tract.

5. That Packard Avenue east of Brooklyn Avenue has only a twenty-five foot right-of-way.

6. That Packard Avenue west of Brooklyn Avenue will never be a through street because its extension is blocked by the existence of two railroads, one at the end of the property sought to be condemned and the other a short distance beyond.

7. That as a means for ingress and egress to the properties south of Packard Avenue, the present street is adequate so that no public need and necessity exists to justify the extreme loss and damage to the property of the undersigned remonstrators.

WHEREFORE, the undersigned respectfully ask the Board of Public Works to rescind and set aside Declaratory Resolution No. 1048-1961.

Otilde M. Schwartz  
Louis J. Schwartz



ENGINEERING DEPARTMENT  
DEPARTMENT OF STREETS



FORT WAYNE 2, INDIANA

40-218-18

B.O. 203-'59

Date June 8, 1959

To Mr. Edward Green, City Engineer

Subject Opening - Packard Avenue

Received a petition for the opening of the north one-half of Packard Avenue from the west property line of Brooklyn Avenue to its western terminus.

Prepare an opinion, after conferring with all Governmental agencies and utilities.

E.J. Gallmeyer

John Cooper

Orin M. Darling

BOARD OF PUBLIC WORKS

c

attach copy of petition

DUPLICATE - ORIGINAL DESTROYED IN THIS OFFICE

Signed \_\_\_\_\_

Reply:

March 30, 1961

See attached correspondence.

A handwritten signature in cursive script, reading "Edward Green", is written over a horizontal line.

Edward Green  
City Engineer

DEB:ld

attach.

cc: Mayor Burns

Signed \_\_\_\_\_

SENDER: REMOVE & KEEP 3RD COPY—RECEIVER: ANSWER & KEEP 2ND COPY—RETURN 1ST COPY

# NOTICE OF IMPROVEMENT

## OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, ..... **April 14, 1961** .....

**1048**

To..... Herman & Estella Lee .....

..... Keller Road .....

..... Fort Wayne, Indiana.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did  
: **Declaratory** **1048-1961**  
pass Improvement Resolution No. ....  
providing for the **Opening of the north twenty-five (25) feet of Packard Avenue from the**  
**west property line of Brooklyn Avenue to the west property line extended of Laredo Ave.**

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

**Thursday, May 4, 1961 at 3:30 p.m.**

The Board has fixed.....  
a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

Lot 78

Sunnyside Gardens Addition

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

**BOARD OF PUBLIC WORKS**





BOARD OF PUBLIC WORKS  
CITY HALL  
FORT WAYNE 2, INDIANA



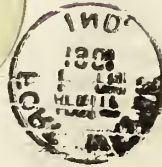
LAW DAY U.S.A.  
FREEDOM UNDER THE LAW  
MAY

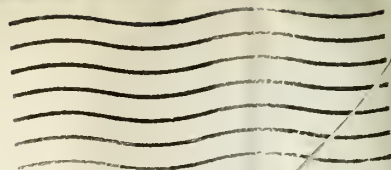


*Mr R. S.  
a. S.*

No Record - R8, H

RECEIVED  
APR 17 1961





# NOTICE OF IMPROVEMENT

## OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, ..... **April 14, 1961** .....

**1048**

To Henry & Dorothy Walter .....

Fort Wayne, Indiana.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did  
pass **Declaratory** Improvement/Resolution No. **1048-1961**  
providing for the **Opening of the north twenty-five (25) feet of Packard Avenue from the**  
**west property line of Brooklyn Avenue to the west property line extended of Laredo Ave.**

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

The Board has fixed..... **Thursday, May 4, 1961 at 3:30 p.m.** .....  
a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

Lot 24 & 25

Sunnyside Gardens Addition

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

**BOARD OF PUBLIC WORKS**





BOARD OF PUBLIC WORKS  
CITY HALL  
FORT WAYNE 2, INDIANA



LAW DAY U.S.A.  
FREEDOM UNDER THE LAW!  
MAY 4  
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U.S. POSTAGE



RETURNED FOR BETTER ADDRESS

RECEIVED  
APR 17 1961  
RECEIVED

HOHNHAUSENS

LOT No 4

LOT No 2

1048

KINNAIRD

SUB

LOT No 5

TO BE OPENED

EAST R/W LINE OF WABASH R.R.

AVENUE

BROOKLYN

PACKARD

AVENUE

McKINLEY AVENUE

LAREDO AVENUE

OLIN AVENUE

ILLAMNA AVENUE

ALPINE AVENUE

LORAIN AVENUE

SUNNYSIDE

GARDENS

ADDITION

TOMKINSONS 2ND

256

**Improvement Resolution No. <sup>1048</sup> 1961 For The Opening Of The North Twenty-Five (25) Feet Of Packard Avenue From The West Property Line Of Brooklyn Avenue To The West Property Line Extended Of Laredo Avenue**

Rel'd 4/17/61

Rel'd 4/17/61

OK M.C.V.C.  
3-29-61

	OWNER'S NAME	ADDRESS	R. P. O.	NUMBER OF			DESCRIPTION
				LOT	BLOCK	O. L.	
1							
2	SCHWARTZ, OTILDA M.	3216 B. Ave.		5	Exc W. 85'		HOHNHAUSEN'S SUB
3	SHADY, RAYMOND J. & GAYNELL B.	3307 Packard Ave.		21			SUNNYSIDE GARDENS ADD.
4	BURGER, ROBT. G. AND SPURGEON, CURTIS T. & THELMA	2297 N. Packard Ave.		22	S 1/2		"
5	LISTENBERGER, CALVIN F.	2297 N. Packard Ave.		23	N 1/2		"
6	WALTER, HENRY & DOROTHY			24			"
7	"			25			"
8	KUHL, EDITH M.	202 Senate Ave.		35			"
9	"	"		36			"
10	FRANKENSTEIN, BERNARD J.	225 E. Berry St.		37			"
11	CARPENTER, HARRY D. & ETHEL I.	1632 Boone St.		38			"
12	NELSON, OLIVER E.	1720 St. Mary Ave.		39			"
13	RAY, TRAVIS M.	110 N. Leith St.		49	N. 42'		"
14	SCHULER, EARL E. & TILLIE B.	3305 W. Laramie Ave.		50			"
15	HERBST, ARNOLD C. & MABLE S.	2115 W. Packard Ave.		51			"
16	THIEME, WAYNE L.	5110 Laramie Ave.		52			"
17	"	"		53	N. 42'		"
18	HAMMOND, JOHN L. & LILA B.	1025 W. Laramie Ave.		63			"
19	MITCHELL, ROBERT J. & MARGIE M.	2045 W. Packard Ave.		64			"
20	LANDIS, ARDEN E. & EVA M.	2517 20th Ave.		65			"
21	"	"		66			"
22	BELSCHNER, ROBERT G. & ROSSELLA L.	2024 W. Packard Ave.		67			"
23	TRUMP, J. FREDERICK & THELMA M.	316 Brooklyn Ave.		77			"
24	LEE, HERMAN & ESTELLA	30120 E. 1st St.		78			"
25	TRUMP, J. FREDERICK & THELMA M.	3316 Brooklyn Ave.		81			"
26	SHAWYER, RICHARD P.	3306 Brooklyn Ave.		1			TOMKINSON'S 2ND ADD.
27	"	"		2			"
28	"	"		3			"
29	FLEMING, JAMES R.	701 S. Clinton Street		4			"
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60	NOTICES MAILED OR SERVED						
61	April 14, 1961						
62	By Beryl K. Schling						
63	N. to R. O.						
64							
65							
			TOTAL				

1048